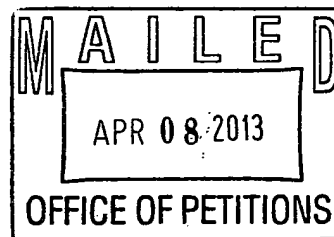




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**BARNES & THORNBURG
11 S. MERIDIAN STREET
INDIANAPOLIS 46204**

In re Patent No. 6,540,134 :
Issue Date: January 15, 2008 :
Application No. 09/691,328 : **ON PETITION**
Filed: December 10, 2002 :
Attorney Docket No. 22784-65403 :

This is a decision on the petition under 37 CFR 1.378(c), filed January 31, 2013, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

Any petition for reconsideration of this decision must be accompanied by the petition fee of **\$400** as set forth in 37 CFR 1.17(f). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Director.

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; and (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lacks item (1) above.

With respect to item (1): A review of the Office record shows that the fee submitted on January 31, 2013, was not accompanied by a proper statement of unintentional delay. Please see the attached Petition to Accept Unintentional Delayed Payment of Maintenance Fee (PTO/SB/66)

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within **TWO (2) MONTHS** from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

Further correspondence with respect to this matter should be addressed as follows:

By Mail: Mail Stop PETITION

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401 Dulany Street
Alexandria, VA 22314

The centralized facsimile number is (571) 273-8300.

Telephone inquiries should be directed to the undersigned at (571) 272-6735.

/Diane Goodwyn/
Diane Goodwyn
Petitions Examiner
Office of Petitions

Attachment: Petition to Accept Unintentional Delayed Payment of Maintenance Fee